

**IN THE UNITED STATES PATENT AND TRADEMARK OFFICE**

---

In re Patent Application of:  
Haruyasu Yamaguchi et al.

Application No.: 10/589,969

Confirmation No.: 2360

Filed: August 18, 2006

Art Unit: 1649

For: MONOCLONAL ANTIBODY AND USE  
THEREOF

---

Examiner: D. E. Kolker

**STATEMENT CLAIMING SMALL ENTITY STATUS IN ACCORDANCE WITH  
37 CFR 1.27(c)(1)**

MS AMENDMENT  
Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Dear Madam:

This communication hereby asserts that the above-identified patent application is entitled to small entity status.

Dated: July 28, 2009

Respectfully submitted,

By /Mitchell Bernstein/  
Mitchell Bernstein  
Registration No.: 46,550  
DARBY & DARBY P.C.  
P.O. Box 770  
Church Street Station  
New York, New York 10008-0770  
(212) 527-7700  
(212) 527-7701 (Fax)  
Attorneys/Agents For Applicant